

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

**Title of Invention** PRC17: AN AMPLIFIED CANCER GENE

As the below named inventor(s), I/we declare that:

This declaration is directed to:

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ORIGINALLY FILED**

- ☐ The attached application, or \_\_\_\_\_
- ☒ Application No. 10/071,838 filed on February 8, 2002
- ☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**

Inventor 1 Jing Li

Date: 4/10/2002

Signature: [Signature]

Citizen of: United States

Inventor 2 Scott Powers

Date: 4/10/2002

Signature: [Signature]

Citizen of: United States

Inventor 3 Phil Xiang

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Citizen of: United States

Inventor 4 Yue Peng

Date: 4/10/02

Signature: [Signature]

Citizen of: China

☐ Additional inventors are being named on form(s) attached hereto.

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
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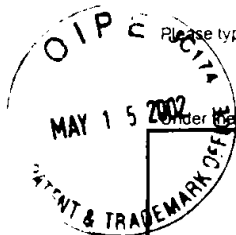
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**FULL NAME OF INVENTOR(S)**Inventor 1 Jing Li Date: \_\_\_\_\_Signature: \_\_\_\_\_ Citizen of: United StatesInventor 2 Scott Powers Date: \_\_\_\_\_Signature: \_\_\_\_\_ Citizen of: United StatesInventor 3 Phil Xiang Date: 4/8/02Signature:  Citizen of: United StatesInventor 4 Yue Peng Date: \_\_\_\_\_Signature: \_\_\_\_\_ Citizen of: China☐ Additional inventors are being named on form(s) attached hereto.



Please type a plus sign (+) inside this box →



PTO/SB/81 (02-01)  
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<b>POWER OF ATTORNEY OR AUTHORIZATION OF AGENT</b>	Application Number	10/071,838	<b>COPY OF PAPERS ORIGINALLY FILED</b>
	Filing Date	02/08/02	
	First Named Inventor	LI, Jing	
	Title	PRC17: AN AMPLIFIED CANCER GENE	
	Group Art Unit	1645	
	Examiner Name		
	Attorney Docket Number	018781-007610	

I hereby appoint:

☒ Practitioners at Customer Number

20350

Place Customer  
Number Bar Code  
Label here

☒ Practitioner(s) named below:

Name	Registration Number
Christopher J. Smith	40,179

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☐ Practitioners at Customer Number

☐ Firm or  
Individual Name

Address

Address

City

State

ZIP

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name	Christopher J. Smith, Director, Intellectual Property
Signature	
Date	4/12/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Attorney Docket No. 018781007610

**STATEMENT UNDER 37 CFR 3.73(b)**

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Applicant/Patent Owner: Jing Li, Scott Powers, Phil Xiang and Yue Peng

Application No./Patent No.: 10/071,838

Filed/Issue Date: February 8, 2002

Entitled: PRC17: AN AMPLIFIED CANCER GENE

Tularik Inc., a Delaware corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

4/12/02  
Date

Christopher J. Smith  
Signature

Christopher J. Smith

Typed or printed name

Director, Intellectual Property

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SF 1331392 v1

**ASSIGNMENT OF PATENT APPLICATION**

JOINT

WHEREAS, **Jing Li** of 142-15 Franklin Avenue, Apt. 5C, Flushing, NY 11355; **Scott Powers** of 6 Westbrook Court, Greenlawn, NY 11740; **Phil Xiang** of 530 Vidal Drive, San Francisco, CA 94132; and **Yue Peng** of 5 Hattie Lane, South Setauket, NY 11720; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: **PRC17: AN AMPLIFIED CANCER GENE**

Date(s) of execution of Declaration: **4/8/02; 4/10/02**

Filing Date: **February 8, 2002**

Application No.: **10/071,838; and**

WHEREAS, **Tularik Inc.**, a corporation of the state of Delaware, located at Two Corporate Drive, South San Francisco, CA, 94080, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8<sup>th</sup> Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

COPY - NOT FOR RECORDATION

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 4/10/2002

Jing Li

Yue Peng  
WITNESS

Yue Peng Christine Harandins  
WITNESS

Dated: 4/10/2002

Scott Powers

Christine Harandins  
WITNESS

Nguyen Phat  
WITNESS

Dated: \_\_\_\_\_

Phil Xiang

WITNESS

WITNESS

Dated: 4/10/2002

Yue Peng

Christine Harandins  
WITNESS

Nguyen Phat  
WITNESS

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Dated: \_\_\_\_\_

\_\_\_\_\_  
Jing Li

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
WITNESS

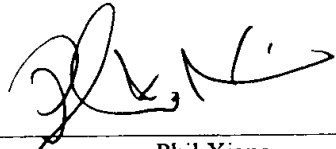
Dated: \_\_\_\_\_

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Scott Powers

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Phil Xiang

  
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Dated: \_\_\_\_\_

\_\_\_\_\_  
Yue Peng

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